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Lexington, Kentucky 40507-1639**RECEIVED**Bernard
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F.

SEP 22 2008

Lovely

**PUBLIC SERVICE
COMMISSION****To:** Jerry Wuetcher**Date:** September 22, 2008**Fax #:** 502.564.3460
29251 00001**Pages:** 2 (including this page)**From:** Bernard F. Lovely
blovely**Subject:** Delaplain Disposal Company -2008-00369**COMMENTS:****Jerry:****Here is the Waiver of Formal Hearing we discussed. Thanks. Bernie**

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2008-00369

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September 22, 2008

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**PUBLIC SERVICE
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Jerry Wuetcher, Esq.
 Public Service Commission
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 P.O. Box 615
 Frankfort, Kentucky 40602-0615

Re: Delaplain Disposal Company
 Via Facsimile and U.S. Mail 502.564.3460

Dear Mr. Wuetcher:

Please accept this letter as Delaplain Disposal Company's waiver of formal hearing on the Show Cause Order issued on September 11, 2008. Delaplain agrees to entry of the Order of Rate Change pursuant to the Agreed Order. As we discussed, Delaplain would ask that the rate change be effective the first day of a month and that it permit Delaplain to notify its customers of the change by Notice put in the invoice on said effective date.

If I need to do more to waive the hearing, please advise.

Very truly yours,



Bernard F. Lovely

BFL/bfl
 Enclosure